

MEMO ENDORSED

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October 31, 2012

Honorable Alison J. Nathan
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street, Room 615
New York, New York 10007

Re: *Braintree Laboratories, Inc. v. Cypress Pharmaceutical, Inc.*
Case No.: 12-cv-6851-AJN

Dear Judge Nathan:

I write to you on behalf of Defendant Cypress Pharmaceutical, Inc. ("Cypress") to request a second thirty (30) day extension of time for Cypress to answer, move or otherwise plead in the above-captioned matter. The parties jointly seek the extension as they are actively working towards settlement of the matter. The proposed new due date is December 5, 2012. **750 ORDERED.**

Pursuant to Rule 1.E of your Individual Practices, Cypress provides the following information:

- (1) the original due date: **October 5, 2012**
- (2) the number of previous requests for adjournment or extension: **One**
- (3) whether these previous requests were granted or denied: **The previous request to extend the due date to November 5, 2012 was granted on October 9, 2012.**
- (4) whether the adversary consents: **Yes**

Respectfully submitted,


Steven Lieberman

cc: All counsel of record

**USDC SDNY
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courts.

Of Counsel
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SO ORDERED:

HON. ALISON J. NATHAN
UNITED STATES DISTRICT JUDGE

ROTHWELL, FIGG, ERNST & MANBECK, P.C.

Honorable Alison J. Nathan
October 31, 2012
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SO ORDERED:

Dated: _____, 2012

Honorable Alison J. Nathan
Judge, United States District Court
for the Southern District of New York